## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

FILED RECEDENCE

7005 MAY 11 P 12: 20

INEZ GILCHRIST,

Plaintiff,

V.

LIBERTY MUTUAL INSURANCE COMPANY,

Defendants.

ULS, DISTRICT COURT ULSTRICT OF MASS

Civil Action No.: 04 10638 RGS

## STIPULATION OF DISMISSAL OF DEFENDANT LIBERTY MUTUAL INSURANCE COMPANY, WITHOUT PREJUDICE, PURSUANT TO FED. R. CIV. PRO. 41(a)(1)(ii)

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, Inez Gilchrist, and Defendant, Liberty Mutual Insurance Company, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), that this action shall be and hereby is voluntarily dismissed without prejudice, without costs or attorneys' fees to either party.

Respectfully submitted.

LIBERTY MUTUAL INSURANCE CO. By its attorneys,

INEZ GILCHRIST By her attorney,

Andrew C. Pickett, BBO# 5498/7

Richard W. Paterniti, BBO#645170

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DATE: May 10, 2005

John J. Lakivee, BBQ #556912

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DATE: May /O , 2005